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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/821,176	03/29/2001	Douglas M. Camens	US010077	4010

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EXAMINER

LESNIEWSKI, VICTOR D

ART UNIT PAPER NUMBER

2155

DATE MAILED: 04/14/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/821,176

Applicant(s)

CAMENS, DOUGLAS M.

Examiner

Victor Lesniewski

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 17 November 2004.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-20 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. The amendment filed 11/17/2004 has been placed of record in the file.
2. Claims 1, 2, 7, 8, and 10 have been amended.
3. The objections to the claims are withdrawn in view of the amendment.
4. Claims 12-20 have been added.
5. Claims 1-20 are now pending.
6. The applicant's arguments with respect to claims 1-11 have been considered but are moot in view of the following new grounds of rejection.

Response to Amendment

7. Claims have been amended to show that the master control device is in control of the linked devices and has an addressing capability for communicating with each linked device individually. The amendment proves a change in scope to the independent claims as the independent claims now explicitly state that the plurality of linked devices each comprise an interface that communicates with the peer interface module of the master control device to be controlled by the embedded web server. However, none of the amended claims show a patentable distinction over the prior art as evidenced by the following new grounds of rejection.

Claim Rejections - 35 USC § 102

8. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

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(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

9. Claims 1-20 are rejected under 35 U.S.C. 102(e) as being anticipated by Namma et al.

(U.S. Patent Number 6,182,116), hereinafter referred to as Namma.

10. Namma has disclosed:

- <Claim 1>

A peer distributed, embedded web server system accessing and controlling a multiplicity of devices, comprising: a master control device comprising an embedded web server, peer interface module, and host software (figure 9, item 91); a plurality of linked devices that communicate with, and that are controlled by, said embedded web server of said master control device (figure 9, items 92 and 93), said plurality of linked devices each comprising an interface that communicates with the peer interface module of said master control device to be controlled by said embedded web server (figure 9, items 21 and 31); and means for providing a user operated web browser communicating with said master control device in order to access said plurality of linked devices (figure 9, item 94).

- <Claim 2>

The peer distributed, embedded web server system for accessing and controlling a multiplicity of devices in accordance with claim 1, wherein said peer interface module of said master control device has an addressing capability for communicating individually with each of the interface modules of said plurality of linked devices (column 21, lines 30-47).

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- <Claim 3>

The peer distributed, embedded web server system for accessing and controlling a multiplicity of devices in accordance with claim 1, wherein said master control device and said plurality of linked devices each comprises a device from the group of digital video recorder, digital video encoder, and network camera (column 21, lines 23-30, figure 14, item 2002, and figure 9, items 2002 and 3002).

- <Claim 4>

The peer distributed, embedded web server system for accessing and controlling a multiplicity of devices in accordance with claim 3, wherein each digital video recorder is operatively connected to at least one camera (column 24, lines 39-42).

- <Claim 5>

The peer distributed, embedded web server system for accessing and controlling a multiplicity of devices in accordance with claim 1, wherein said master control device and said linked devices are each operatively connected to at least one camera (figure 14, item 2002 and figure 9, items 2002 and 3002).

- <Claim 6>

The peer distributed, embedded web server system for accessing and controlling a multiplicity of devices in accordance with claim 5, wherein said web browser provides HTTP commands to said master control device for receiving a video stream from at least one of said predetermined EWS devices in said EWS system (column 21, line 62 through column 22, line 5).

- <Claim 7>

An embedded web server system for accessing and controlling a multiplicity of devices, comprising: a master control device comprising an embedded web server, peer interface means, and host software (figure 9, item 91); a plurality of linked devices that communicate with, and are controlled by, said embedded web server of said master control device (figure 9, items 92 and 93), said plurality of linked devices each comprising an interface that communicates with the peer interface means of said master control device to be controlled by said embedded web server (figure 9, items 21 and 31); means for providing a user operated web browser for communicating with said master control device in order to access said plurality of linked devices (figure 9, item 94); and at least one camera operatively connected to said master control device, and at least one camera operatively connected to each of said plurality of linked devices (figure 14, item 2002 and figure 9, items 2002 and 3002).

- <Claim 8>

The embedded web server system for accessing and controlling a multiplicity of devices in accordance with claim 7, wherein said peer interface means of said master control device has an addressing capability for communicating individually with each of the interfaces of said plurality of linked devices (column 21, lines 30-47).

- <Claim 9>

The embedded web server system for accessing and controlling a multiplicity of devices in accordance with claim 7, wherein said master control device and said plurality of linked devices each comprises a digital video recorder (column 24, lines 39-42).

- <Claim 10>

The embedded web server system for accessing and controlling a multiplicity of devices in accordance with claim 7, wherein said master control device is operatively connected to each of said at least one cameras of said linked devices (figure 9, items 2002 and 3002).

- <Claim 11>

The embedded web server system for accessing and controlling a multiplicity of devices in accordance with claim 10, wherein said web browser provides HTTP commands to said master control device for receiving a video stream from at least one of said predetermined devices in said EWS system (column 21, line 62 through column 22, line 5).

- <Claim 12>

A distributed system for accessing and controlling a multiplicity of devices, comprising: a master control device comprising a peer interface having an embedded web server and host software (figure 9, item 91); a plurality of linked devices that communicate with, and that are controlled by, said embedded web server of said master control device (figure 9, items 92 and 93), said plurality of linked devices each comprising an interface that communicates with the peer interface module of said master control device allowing control of each said linked device by said embedded web server through said interface (figure 9, items 21 and 31); a web browser accessible by the master control device that allows the master control device to view each of said plurality of linked devices (figure 9, item 94).

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- <Claim 13>

The distributed system for accessing and controlling a multiplicity of devices in accordance with claim 12, wherein said peer interface module of said master control device has an addressing capability for communicating individually with each of the interface modules of said plurality of linked devices (column 21, lines 30-47).

- <Claim 14>

The distributed system for accessing and controlling a multiplicity of devices in accordance with claim 12, wherein said master control device and said plurality of linked devices each comprises a device from the group of digital video recorder, digital video encoder, and network camera (column 21, lines 23-30, figure 14, item 2002, and figure 9, items 2002 and 3002).

- <Claim 15>

The distributed system for accessing and controlling a multiplicity of devices in accordance with claim 14, wherein each digital video recorder is operatively connected to at least one camera (column 24, lines 39-42).

- <Claim 16>

The distributed system for accessing and controlling a multiplicity of devices in accordance with claim 12, wherein said master control device and said linked devices are each operatively connected to at least one camera (figure 14, item 2002 and figure 9, items 2002 and 3002).

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- <Claim 17>

The distributed system for accessing and controlling a multiplicity of devices in accordance with claim 16, wherein said web browser provides HTTP commands to said master control device for receiving a video stream from at least one of said predetermined EWS devices in said EWS system (column 21, line 62 through column 22, line 5).

- <Claim 18>

The distributed server system for accessing and controlling a multiplicity of devices in accordance with claim 12, further comprising a viewer within web browser that allows each of said linked devices to be viewed by said master control device (column 23, lines 32-36).

- <Claim 19>

The distributed server system for accessing and controlling a multiplicity of devices in accordance with claim 18, further comprising a web page within said web browser allows incorporation at least one additional of said linked devices into the distributed server system (column 22, lines 6-28).

- <Claim 20>

The distributed server system for accessing and controlling a multiplicity of devices in accordance with claim 19, wherein said web page provides address entry of said at least one additional of said linked devices and incorporation of said at least one additional of said linked into said viewer (column 22, lines 6-28).

Since all the limitations of the invention as set forth in claims 1-20 were disclosed by Namma, claims 1-20 are rejected.

Conclusion

11. The prior art made of record and not relied upon is considered pertinent to the applicant's disclosure.

- Kimmel et al. (U.S. Patent Number 6,281,790) disclosed a method for remotely monitoring sites where information is transmitted using standard network protocols from a remote site to a monitoring station in real-time over the Internet.
- Amini et al. (U.S. Patent Number 6,698,021) disclosed a system for enabling real-time off-site video image storage.

12. The applicant's amendment necessitated the new grounds of rejection presented in this office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). The applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.

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13. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Victor Lesniewski whose telephone number is 571-272-3987.


The examiner can normally be reached on Monday through Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Hosain Alam can be reached on 571-272-3978. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



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